

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2009 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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DHRUMIN ABHAYKUMAR DOSHI

Versus

STATE OF GUJARAT

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Appearance:

MR HR PRAJAPATI for M/S THAKKAR ASSOC. for Petitioner  
MR LR PUJARI, LD AGP for Respondents Nos. 1 to 3  
MR SUNIL C PATEL for Respondent No. 4.

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CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 10/04/97

ORAL JUDGEMENT

1. In this matter on 6/3/1997 notice returnable on 17/3/1997 was issued in view of the fact that interim relief was prayed for at that time. The matter was then kept on 18/3/1997. On 18/3/1997 following order was passed :-

"Mr. L.R. Pujari, Ld. AGP for respondents nos. 1

to 3 submits that appropriate order of parole has been passed by the respondent no. 1 - Government. However, the parole so granted is stated to commence from 25/3/1997. The examination in which the petitioner is to appear commence from 27/3/1997. Hence, in the facts of the case, while appreciating the action of the Government, it is hereby directed that the parole granted by the respondent no.1-Government will be from 21/3/1997. In case there is a condition for the petitioner to report at some police station as also condition for police escort during the period of parole, such condition will not operate. Subject to this, the rest of the order of parole will stand.

In the meanwhile Rule returnable on 15/4/1997.

Service of rule to respondent no.4 by Registered A.D. post is permitted."

2. In view of the aforesaid order, the matter is required to be finally heard on 15/4/1997. However, it has been jointly submitted by the learned counsels that upon the opinion of the Advisory Board the impugned order of detention has been revoked. In that view of the matter, this petition will not now survive. Rule is, therefore, discharged accordingly.

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